

This Page Is Inserted by IFW Operations
and is not a part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

IMAGES ARE BEST AVAILABLE COPY.

**As rescanning documents *will not* correct images,
please do not report the images to the
Image Problem Mailbox.**

SAS/AC:kam 02/19/04 4239-62524 252600.doc

PATENT
Attorney Reference No. 4239-62524

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Wagner *et al.*

Art Unit: 1638

Application No. 10/719,885

CERTIFICATE OF FACSIMILE

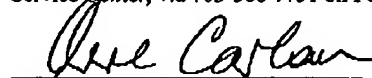
Filed: November 21, 2003

I hereby certify that this correspondence and any documents referred to as being transmitted herewith are being facsimile transmitted to the Patent and Trademark Office, Office of Initial Patent Examination, Customer Service Center, via 703-308-7751 on February 19, 2004.

For: GENES REGULATING CIRCADIAN
CLOCK FUNCTION AND
PHOTOPERIODISM

Examiner: Not yet assigned

Date: February 19, 2004

Anne Carlson, Ph.D.
Agent for Applicant

To:	Office of Initial Patent Examination Customer Service Center
Fax No.:	703-746-9195
Total No. Pages:	7 including this cover sheet

REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

Applicants have identified an error in inventor Michelle T.Z. Spence's state of residence on the official Filing Receipt for the application referenced above. A copy of the Filing Receipt showing the requested correction follows this cover sheet as Exhibit A. In order to provide evidence of the correct state of residence, a copy of the Declaration signed by Michelle T.Z. Spence is attached as Exhibit B. Applicants request that the identified error be corrected and that a new official Filing Receipt be issued.

Please call the undersigned if any further information is required.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By



Anne Carlson, Ph.D.

Registration No. 47,472

One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204
Telephone: (503) 226-739
Facsimile: (503) 228-9446
cc: Docketing



UNITED STATES PATENT AND TRADEMARK OFFICE

TMH

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPL NO	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/719,885	11/21/2003	1638	770	1505-67088	4	15	3

CONFIRMATION NO. 3269

KLARQUIST SPARKMAN, LLP
 One World Trade Center
 Suite 1600
 121 S.W. Salmon Street
 Portland, OR 97204

FILING RECEIPT



OC000000011773753

PREVIOUSLY DOCKETED

Date Mailed: 01/28/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Ry Wagner, Eugene, OR;
 Karen A. Hicks, Mt. Vernon, OH;
 Michelle T.Z. Spence, Capitola, WA, CA
 Henriette Foss, Eugene, OR;
 Xiang Liang Liu, Eugene, OR;
 Michael F. Covington, San Diego, CA;

Assignment For Published Patent Application

The State of Oregon on behalf of the University of Oregon;

Domestic Priority data as claimed by applicant

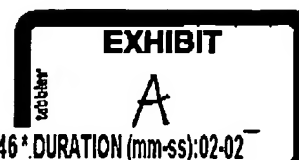
This application is a DIV of 09/746,801 12/20/2000 PAT 6,689,940
 which is a CIP of 09/513,057 02/24/2000 PAT 6,433,251
 which is a CIP of PCT/US99/18747 08/17/1999
 which claims benefit of 60/096,802 08/17/1998

Foreign Applications

If Required, Foreign Filing License Granted: 01/28/2004

Projected Publication Date: 05/06/2004

Non-Publication Request: No



Early Publication Request: No

Title

Genes regulating circadian clock function and photoperiodism

Preliminary Class

800

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR, 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).